

**ROSEBUD SIOUX TRIBAL COUNCIL
MEETING MINUTES
DECEMBER 16, 2003**

Chairman Charles Colombe called the meeting to order at 10:12 a.m. Roll call was taken with eleven (11) council representatives answering thereby constituting a quorum. They were as follows:

Steve Denoyer Jr.	Heather Burnette	Rick Young
Willard Henry	Darlene Metcalf	Marion Young One Star
Robert Becker	Robert Shot	Rodney Bordeaux
Lenard Wright	Ken LaDeaux	

Council representatives entering after roll call:

Wayne Boyd	Russell Eagle Bear	Cliff Chasing Hawk
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Council representatives who were absent:

Darrell Herman	Eddie Farmer	Jo Colombe
Darrell Marcus	Patsy Valandra	Glen Quick Bear

Other officers present: Vice Chairman Norman Wilson, Secretary Gerri Night Pipe, Treasurer James Wike and Sergeant At Arms Glen Yellow Eagle (late).

INVOCATION - John Arcoren Sr. gave the invocation.

ACTING SERGEANT AT ARMS - Motion by Rodney Bordeaux to appoint John Arcoren Sr. as the acting Sergeant At Arms. Seconded by Lenard Wright. Questioned by Steve Denoyer Jr. Vote: 11 for, 0 opposed, 0 not voting. MOTION CARRIED

AGENDA APPROVAL - Motion by Willard Henry to approve the agenda with the additions. Seconded by Rodney Bordeaux. Questioned by Rick Young. Vote: 11 for, 0 opposed, 0 not voting. MOTION CARRIED

CASINO REPORT - Acting General Manager Adrian Mirabueno gave the following report:

- Total revenue for the month was \$1,026,852.00, about \$66,000.00 less than plan and about \$20,000.00 less than compared to last year. Net profit for the month was 4459,251.00, this exceeded plan by more than \$35,000.00 and slightly over last year's net profit. After loan payments of about \$177,000.00 and equity reserves of \$34,000.00, the amount due RST was \$236,387.00; however actual payment to RST amounted to

RSTC MEETING MINUTES
DECEMBER 16, 2003
PAGE 02

- \$263,845.00 after reducing the Casino reserves to 7.5% from 10% for the months of October and November 2003. The total payment to RST exceeds plain in November by more than \$52,000.00.
- Microchip upgrade of all slot machines was completed last week and technicians from Aristocrat Technologies, the vendor of the slot accounting system had been at the casino since last Friday to further prep the machines and our network system. As planned, we plan to go live on the new system effective December 16, 2003. As of this date, the old GSI system will be disconnected.
- The new system will completely automate the slot meter readings, jackpot paperwork and uploading of drop counts from the count room, thus eliminating a huge chunk of activities that had been done manually in the past. We will however continue to perform manual slot meter readings on a monthly basis just to check the accuracy of the automated meter readings.
- We had a good response to our ad for the position of the motel manager, receiving over 30 applications. The resumes of 15 applicants who we believe met or exceeded the requirements were forwarded to the RST Personnel for further processing.
- The gift shop officially opened in November with a modest revenue of \$2,400.00. We do not however expect the gift shop to become a major revenue stream, but for the shopping convenience of casino customers.
- We had ended our trash collection agreement with Perrett Environmental of Valentine, NE as of December 01, 2003 at a cost of \$21,840.00 per year. Since casino trash is now required to remain on the reservation, trash collection services will now be performed by RST Solid Waste at an annual cost of \$55,776.00.
- As discussed last month, we have included an update of the Casino's Operating Reserves and Capital Expenditures Analysis from FY 2000 - November 2003. The reserves had gone deficit of about \$362K in late FY 2000 to about \$385K to date. Of this amount we have set aside about \$181K in savings toward the purchase of 10 new slot machines and new bill

RSTC MEETING MINUTES
DECEMBER 16, 2003
PAGE 03

- acceptors sometime in the spring. The balance of \$203K remains in the vault for future capital expenditure needs and as part of bankroll requirement.
- We are requesting authorization to give all casino and hotel employees a Christmas bonus of \$200.00 this year; at a cost of about \$40K. After completing the most ambitious expansion of the casino that helped the casino generate a record \$14 million dollars in revenue and contributing more than \$3.7 million to RST last fiscal year, we believe that they deserve this bonus.

Motion by Rick Young to approve a \$200.00 (gross amount) bonus to the hotel and casino employees. Seconded by Darlene Metcalf. Questioned by Heather Burnette. Vote: 11 for, 0 opposed, 01 not voting. MOTION CARRIED

Motion by Willard Henry that we give Adrian Mirabueno and Barbara Hammond an outstanding service award. Seconded by Rodney Bordeaux. Questioned by Steve Denoyer Jr. Vote: 08 for, 01 opposed, 03 not voting. MOTION CARRIED

Motion by Rick Young to accept the Casino Report. Seconded by Robert Becker. Questioned by Willard Henry. Vote: 07 for, 01 opposed, 04 not voting. MOTION CARRIED

MOTEL REPORT - Acting motel manager Barbara Hammond gave the following report:

- November was a pretty typical month. Our guests were either hunters or snowbirds heading south. The Remington 12 gauge shotgun will be drawn for on December 29, 2003. This prize also includes 2 nights lodging, free prime rib dinner and free guide.
- Because our winter months are so slow, we will offer a "Stay & Play" package for \$49.99. Hopefully this will help generate revenue during our slow season. On the positive side, we have been completely booked for New Year's for some time.
- Our revenue for November was \$48,336.15. The projected budget amount was \$44,724.00 and the net profit was \$5,323.45.

RSTC MEETING MINUTES
DECEMBER 16, 2003
PAGE 04

- The occupancy rate for November was 47%. This is excellent for this time of year.

Motion by Rick Young to accept the Quality Inn Motel Report. Seconded by Willard Henry. Questioned by Heather Burnette. Vote: 10 for, 0 opposed, 02 not voting. MOTION CARRIED

Motion by Russell Eagle Bear that the Chairman and the Secretary negotiate a Christmas bonus for Adrian Mirabueno and Barbara Hammond. Seconded by Ken LaDeaux. Questioned by Willard Henry. Vote: 10 for, 0 opposed, 02 not voting. MOTION CARRIED

LUNCH BREAK AT 11:55 A.M./BACK INTO SESSION AT 1:18 P.M.

SOLID WASTE - Kelly Jones, Land Office Director reported that a meeting was held regarding solid waste and it was decided to divide the reservation into three sections for solid waste collections. It would be divided between Grooms, Paul Heinert and RST Solid Waste Program. Discussion.

Motion by Rick Young to reconsider Resolution 99-16. Seconded by Heather Burnette. Vote: 12 for, 01 opposed, 0 not voting. MOTION CARRIED

DONATION - Motion by Russell Eagle Bear to donate \$600.00 from the council donation line item to Henrietta White Thunder (death in family). Seconded by Heather Burnette. Questioned by Willard Henry. Vote: 13 for, 0 opposed, 0 not voting. MOTION CARRIED

SOLID WASTE - Syed Hug addressed the council about the solid waste problem and stated that we need Resolution 99-16 to maintain the landfill.

Motion by Willard Henry to approve 99-16 as amended to add "that no outside garbage will be allowed to be disposed of at the central landfill," and that no solid waste from within the reservation "by outside contracting entities who

RSTC MEETING MINUTES
DECEMBER 16, 2003
PAGE 05

are providing services within the exterior boundaries of the Rosebud Reservation as set forth in the Act of March 02, 1889". Seconded by Heather Burnette. Questioned by Russell Eagle Bear. Vote: 11 for, 02 opposed, 0 not voting. MOTION CARRIED

Brandy Grooms addressed the council as to how she and her husband's collection business could not survive on the collection areas that were given them. She is a Tribal member and they do have a business license and followed the procedure in Title 19 to try to obtain a permit to collect solid waste. Discussion on who issues these permits and the solid waste problem.

Motion by Russell Eagle Bear to direct the Solid Waste Program to continue picking up garbage and that there be a time set to deal with the overall issue. Seconded by Steve Denoyer Jr. Questioned by Heather Burnette. Vote: 11 for, 01 opposed, 01 not voting. MOTION CARRIED

Motion by Russell Eagle Bear to direct the Land Office Director to establish a permit process pursuant to Title 19. Seconded by Darlene Metcalf. Questioned by Heather Burnette. Vote: 11 for, 01 opposed, 01 not voting. MOTION CARRIED

BREAK AT 3:21 P.M./BACK INTO SESSION AT 3:40 P.M.

LAND & NATURAL RESOURCES COMMITTEE - Motion by Russell Eagle Bear to present Resolution 2003-306 as emergency legislation. Seconded by Heather Burnette. Questioned by Darlene Metcalf. Vote: 11 for, 0 opposed, 01 not voting. MOTION CARRIED

Motion by Russell Eagle Bear to approve Resolution 2003-306 to SGU to submit a grant application to the National Park Service. Seconded by Heather Burnette. Questioned by Robert Becker. Vote: 11 for, 01 opposed, 01 not voting. MOTION CARRIED

RSTC MEETING MINUTES
DECEMBER 16, 2003
PAGE 06

Motion by Rodney Bordeaux to present Resolution 2003-307 as emergency legislation. Seconded by Heather Burnette. Questioned by Ken LaDeaux. Vote: 11 for, 0 opposed, 02 not voting. MOTION CARRIED

Motion by Rodney Bordeaux to approve Resolution 2003-307 for the purchase of a well and pump system from Sargent Irrigation. Seconded by Heather Burnette. Questioned by Ken LaDeaux. Vote: 11 for, 0 opposed, 02 not voting. MOTION CARRIED

TAX COLLECTION AGREEMENT - Motion by Russell Eagle Bear to approve the Tax Collection Agreement between the Rosebud Sioux Tribe and the State Department of Revenue. Seconded by Rick Young. Questioned by Heather Burnette. Vote: 10 for, 02 opposed, 01 not voting. MOTION CARRIED

JUDICIARY COMMITTEE - Motion by Rick Young to approve police commission cards to Charles Ginsbach, Frank J. Vanderwalker, Robert Sedlmajer, Frank Iron Heart, Jr. and Kevin M. Swalley, Sr. Seconded by Heather Burnette. Questioned by Russell Eagle Bear. Vote: 12 for, 0 opposed, 01 not voting. MOTION CARRIED

ENROLLMENT COMMITTEE - Motion by Robert Becker to present Resolution 2003-308 as emergency legislation. Seconded by Robert Shot. Vote: 13 for, 0 opposed, 0 not voting. MOTION CARRIED

Motion by Robert Shot to approve Resolution 2003-308 to approve 210 applicants for Tribal membership. Seconded by Ken LaDeaux. Questioned by Russell Eagle Bear. Vote: 13 for, 0 opposed, 0 not voting. MOTION CARRIED

Motion by Robert Becker to approve Resolution 2003-309 to approve 08 restricted applicants for Tribal membership. Seconded by Heather Burnette. Questioned by Lenard Wright. Vote: 11 for, 0 opposed, 02 not voting. MOTION CARRIED

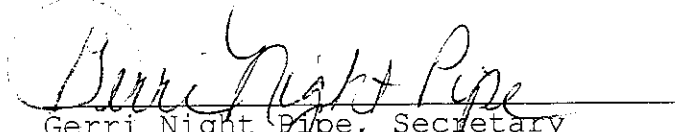
PAID PROGRAM - Motion by Russell Eagle Bear to loan the PAID Program and additional \$50,000.00 from the loan proceeds to be used for SGU staff loans through the PAID

RSTC MEETING MINUTES
DECEMBER 16, 2003
PAGE 07

Program. Seconded by Heather Burnette. Questioned by Ken LaDeaux. Vote: 13 for, 0 opposed, 0 not voting. MOTION CARRIED

RECESS - Chairman Colombe recessed the meeting at 4:30 p.m.

ATTEST:


Gerri Night Pipe, Secretary
Rosebud Sioux Tribe